

PATENT APPLN. NO. 10/679,451  
RESPONSE UNDER 37 C.F.R. §1.111

PATENT  
NON-FINAL

IN THE CLAIMS:

1. (currently amended) A ~~3-cephem derivative crystal which~~  
~~is a~~ clathrate compound comprising p-methoxybenzyl ester of 7-phenylacetamide-3-formyl-3-cephem-4-carboxylic acid and dimethylformamide in crystalline form.

2. (currently amended) A ~~3-cephem derivative crystal~~  
~~clathrate compound~~ as defined in claim 1 which has peaks at the following spacing of lattice planes (d) in the X-ray powder diffraction pattern obtained under copper radiation of 1.5418 angstrom in wavelength passed through a monochromator:

spacing of lattice planes (d)

10.87 to 11.71

8.42 to 9.30

6.35 to 6.79

5.64 to 6.24

4.67 to 4.87

4.49 to 4.60

4.38 to 4.48

4.09 to 4.18

3.92 to 3.99

3.83 to 3.91

PATENT APPLN. NO. 10/679,451  
RESPONSE UNDER 37 C.F.R. §1.111

**PATENT  
NON-FINAL**

3.63 to 3.71

3.33 to 3.36 .

3. (canceled)